

IN THE SENATE OF THE UNITED STATES.

FEBRUARY 18, 1867.

Read twice and referred to the Committee on Commerce.

AN ACT

Making appropriations for the repair, preservation, and completion of certain public works heretofore commenced under the authority of law, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums of money be, and the same are
4 hereby, appropriated, to be paid out of any money in the
5 treasury not otherwise appropriated, to be expended under
6 the direction and superintendence of the Secretary of War, for
7 the repair, preservation, and completion of the following
8 works heretofore commenced under the authority of law, and
9 for the other purposes hereinafter named, that is to say:

10 For examination and survey of works of improvement
11 for which appropriations have been heretofore made, and
12 concerning which no sufficient information is now in posses-
13 sion of the department, and for examination and survey at
14 other points in the fourth and fifth sections of this act speci-

15 fied, that is to say : On the Atlantic coast, thirty thousand
16 dollars ; on the Pacific coast, twenty-five thousand dollars ;
17 on the northwestern lakes, seventy-five thousand dollars ; on
18 the western and northwestern rivers, one hundred and
19 twenty-five thousand dollars. And the Secretary of War,
20 when the public interests require it, shall cause examina-
21 tions or re-examinations to be made, with suitable surveys,
22 of the works aforesaid and all other works provided for
23 by this act, and shall make such changes or modifications of
24 the plans heretofore adopted for their improvement as shall
25 be necessary and proper. And he shall cause such needful
26 examination of other harbors and places in the fourth and
27 fifth sections of this act specified, upon the sea and lake coasts
28 and on western rivers, to be made as will enable him to
29 determine what improvements thereof are required to render
30 them safe and convenient for the navigation of the naval and
31 commercial vessels of the United States, and the costs of such
32 improvements; and he shall make full report thereof,
33 and of the plans deemed advisable therefor, to Congress,
34 on the first Monday of December next, for such action
35 as may be judged expedient and right. And if, upon such
36 examination and survey of works first herein named,
37 being works now existing or in process of completion, and
38 concerning which no information is now in the possession of
39 the department, there shall remain an unexpended balance

40 of appropriation, properly applicable thereto, from the sums
41 herein appropriated, which may, in the judgment of the Secre-
42 tary of War, be judiciously applied towards the economical and
43 needful continuation or completion of such works, the Secretary
44 of War shall direct such balance to be applied and used accord-
45 ingly; but no moneys shall be used for such purposes, excepting
46 from the balances remaining from appropriations herein made
47 made for the specific examination and survey of such works.

48 For extending the pier at Erie harbor, Pennsylvania,
49 and dredging channel through to outer bar, twenty-five thou-
50 sand dollars.

51 For improvement at mouth of Conneaut river, Ohio,
52 ten thousand dollars.

53 For improvement at Ashtabula harbor, Ohio, fifty-four
54 thousand dollars.

55 For improvement of works at Grand river harbor, Ohio,
56 sixty thousand dollars.

57 For improvement of Sandusky river, from Fremont to
58 Lake Erie, in Ohio, twenty thousand dollars.

59 For improvement of Maumee bay, Ohio, twenty thou-
60 sand dollars.

61 For improvement of St. Clair Flats, in Michigan, one
62 hundred and fifty thousand dollars.

63 For improvement at mouth of Saginaw river, Michigan,
64 twenty-eight thousand dollars.

- 65 For improvement of St. Mary's river, Michigan, fifty
66 thousand dollars.
- 67 For improving mouth of Au Sable river, Lake Huron,
68 fifty thousand dollars.
- 69 For improving Marquette harbor, Lake Superior, eighty-
70 five thousand dollars.
- 71 For improving Eagle harbor, Lake Superior, sixty-five
72 thousand dollars.
- 73 For improving harbor of Lac la Belle, Lake Superior,
74 forty-six thousand dollars.
- 75 For improving harbor at Superior City, Wisconsin,
76 sixty-three thousand dollars.
- 77 For improving harbor of Aux Becs Scies, Michigan, ten
78 thousand dollars.
- 79 For improvement of Grand River harbor, Michigan,
80 forty thousand dollars.
- 81 For improvement of Black Lake harbor, Michigan, fifty-
82 one thousand dollars.
- 83 For improving harbor of St. Joseph, Michigan, twenty-
84 three thousand dollars.
- 85 For improving harbor at Racine, Wisconsin, forty-five
86 thousand dollars.
- 87 For improving harbor of Sheboygan, Wisconsin, eight
88 thousand dollars.

- 89 For improving harbor of Manitowoc, Wisconsin, forty-
90 five thousand dollars.
- 91 For improving harbor of Green Bay, Wisconsin, forty-
92 five thousand dollars.
- 93 For improving harbor of Manistee, Michigan, sixty
94 thousand dollars.
- 95 For improvement of White River harbor, Michigan,
96 fifty-seven thousand dollars.
- 97 For improvement of Muskegon harbor, Lake Michigan,
98 fifty-nine thousand dollars.
- 99 For improving harbor of South Haven, Michigan, forty-
100 three thousand dollars.
- 101 For improving harbor of New Buffalo, Michigan, sixty
102 thousand dollars.
- 103 For improving harbor of Dunkirk, New York, one
104 hundred thousand dollars.
- 105 For improving harbor of Buffalo, New York, one hun-
106 dred thousand dollars.
- 107 For improving harbor at Olcott, New York, at mouth
108 of Eighteen-mile creek, sixty thousand dollars.
- 109 For improvement at harbor of Oak Orchard, New
110 York, eighty-seven thousand dollars.
- 111 For improving harbor of Big Sodus bay, New York,
112 eighty thousand dollars.

113 For improving harbor of Little Sodus bay, New York
 114 fifty thousand dollars.

115 For improving harbor at Oswego, New York, sixty
 116 thousand dollars.

117 For improving harbor at Plattsburg, New York, twen-
 118 ty-six thousand dollars.

119 For completing the improvement of the navigation of
 120 the Kennebec river, Maine, between Shepard's Point and
 121 Augusta, thirty thousand dollars.

122 For improving harbor of Ogdensburg, New York, forty
 123 thousand dollars.

124 For improvement of Thames river, Connecticut, thirty-
 125 six thousand dollars.

126 For the purpose of improving the navigation of the
 127 Saint Croix river, Maine, above the ledge, fifteen thousand
 128 dollars: *Provided*, The province of New Brunswick shall
 129 contribute and pay to the proper disbursing officer a like
 130 sum for said purpose, said payment being made on condi-
 131 tion that in no event shall the province of New Brunswick
 132 be called upon for more than half the sum actually ex-
 133 pended for said purpose.

134 For improvement of Hudson river, New York, from
 135 Troy to Baltimore, three hundred and five thousand one
 136 hundred and eighty-eight dollars.

137 For improving harbor of Marcus Hook, Pennsylvania,
138 ninety-four thousand dollars.

139 For improvement of Chester harbor, Pennsylvania,
140 eleven thousand dollars.

141 For improvement of Delaware breakwater, Delaware
142 bay, one hundred and nine thousand four hundred and
143 ninety-three dollars and seventy cents.

144 For improvement of Patapsco river, Maryland, seventy-
145 five thousand dollars.

146 For improvement of mouth of Mississippi river, two
147 hundred thousand dollars.

148 For improvement of Ohio river, one hundred thousand
149 dollars.

150 For improvement of Saco river, Maine, forty thousand
151 dollars.

152 For preservation and improvement of Boston harbor,
153 Massachusetts, three hundred and seventy-five thousand
154 dollars.

155 For improving navigation on the Mississippi river at
156 Des Moines or Lower rapids, one million dollars.

157 For improving navigation of Mississippi river at Rock
158 Island rapids, two hundred thousand dollars.

159 For improving harbor of Ontonagen, Michigan, ninety-
160 seven thousand six hundred dollars.

161 For building and operating two dredges and snag-boats,

162 to be used on Mississippi river between Fort Snelling and
163 Rock Island rapids, ninety-six thousand dollars.

164 For improving harbor of Pentwater, Lake Michigan,
165 fifty-five thousand dollars.

166 For improving harbor of Pere Marquette, Lake Michi-
167 gan, fifty thousand dollars.

168 For constructing works and improving entrance into
169 the harbor of Michigan City, Indiana, the sum of seventy-
170 five thousand dollars was appropriated by the act of June
171 twenty-third, eighteen hundred and sixty-six. Said amount
172 shall be paid to the Michigan City Harbor Company: *Pro-*
173 *vided*, That it shall be first shown to the satisfaction of the
174 Secretary of War that the sum of one hundred thousand
175 dollars has been expended by the said Michigan City Harbor
176 Company in the construction of a safe and convenient harbor
177 at that place: *And provided*, That the passage of vessels to
178 and from said harbor shall be free, and not subject to toll or
179 charge.

1 SEC. 2. *And be it further enacted*, That the money
2 appropriated by this act shall be so applied as to complete
3 or make the nearest approximation to completing the work
4 for which each specific appropriation is made; and it shall be
5 the duty of the Secretary of War to apply the sums herein
6 appropriated for other purposes than for examinations and
7 surveys by contract: *Provided, however*, That when, from

8 the nature of the work to be done, the same cannot, in the
9 judgment of the Secretary, be made the subject of contract,
10 the necessary expenditure may be otherwise ordered:
11 *Provided*, That no contract shall be made except after public
12 advertisement for proposals, in such form and manner as to
13 secure general notice thereof, and the same shall only be
14 made with the lowest responsible bidder therefor, upon
15 security deemed sufficient in the judgment of the Secretary.
16 And it shall be the duty of the said Secretary, at the earliest
17 practicable time, to report to Congress the result of any
18 survey or resurvey, with the plan adopted and the items
19 of expenditure under said plan; and he shall make
20 report of all action taken under the provisions of this
21 act, and he shall accompany said report with a state-
22 ment of the amount and date of all former appropria-
23 tions for each work, and a full estimate for its entire
24 and permanent completion, with the amount that can be
25 profitably expended in the next fiscal year; and he shall also
26 state in what collection district each work is located, and at
27 or near what port of entry, light-house, or port, what amount
28 of revenue was collected at the nearest port of entry for the
29 last fiscal year, and, as far as practicable, what amount of
30 commerce and navigation would be benefited by the com-
31 pletion of each particular work: *Provided*, That he shall

32 continue to make such a report the first Monday of December
33 annually until the works herein provided for shall be completed.

1 SEC. 3. *And be it further enacted,* That whenever the
2 Secretary of War shall invite proposals for any works, or for
3 any material or labor for any works, there shall be separate
4 proposals and separate contracts for each work, and also for
5 each class of material or labor for each work, and he shall
6 report to Congress, on the first Monday of December next, all
7 the bids with the names of the bidders. All persons not hold-
8 ing commissions in the regular army of the United States,
9 who shall be intrusted with the disbursement of the funds
10 appropriated for the works named in this act, shall be required
11 to give bond and ample security for the faithful application of
12 the same, and no such disbursing officer in the army of the
13 United States shall receive any commission or compensation
14 for making such disbursements. And the moneys hereinbe-
15 fore appropriated shall remain and be at the disposal of the
16 Secretary of War, and subject to his control for the purposes
17 named in this act, until the several works and improvements
18 herein provided for are completed, any law or regulation to
19 the contrary notwithstanding.

1 SEC. 4. *And be it further enacted,* That the Secretary of
2 War is hereby directed to cause examinations or surveys, or
3 both, as aforesaid, to be made at the following points, namely:
4 At Crescent city harbor, California; at Duxbury beach, Mas-

5 sachusetts; at mouth of Menomonee river, Green bay; at
 6 Saugatuck harbor, mouth of Kalamazoo river, in Michigan;
 7 at Port Clinton, in Ohio; at Pultneyville, Lake Ontario, New
 8 York; and of the Tennessee river, from Chattanooga to its
 9 mouth; at Reedy Island and Liston (tree) point, in the Dela-
 10 ware river and bay; at Richmond's island, Cape Elizabeth,
 11 Maine; the Connecticut river, between Hartford and its mouth.

1 SEC. 5. *And be it further enacted*, That the Secretary of
 2 War is hereby directed to cause a continuance of examina-
 3 tions or surveys, or both, at the following points, namely: Of
 4 the Mississippi river, above the Falls of Saint Anthony and
 5 between the Falls of Saint Anthony and Rock Island rapids;
 6 of the Wisconsin river and of the Illinois river. And he is
 7 also directed to cause plans and estimates to be made of the
 8 most practicable and effective mode of improving the harbor
 9 at Galveston, Texas, and of erecting suitable breakwater at
 10 that point.

Passed the House of Representatives February 16, 1867.

Attest: EDWARD McPHERSON, *Clerk*,

By CLINTON LLOYD, *Chief Clerk*.